

SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is PMG.

PRIVACY ACT STATEMENT

AUTHORITY: Title 10, USC Section 301; Title 5, USC Section 2951; E.O. 9397 Social Security Number (SSN).
PRINCIPAL PURPOSE: To document potential criminal activity involving the U.S. Army, and to allow Army officials to maintain discipline, law and order through investigation of complaints and incidents.
ROUTINE USES: Information provided may be further disclosed to federal, state, local, and foreign government law enforcement agencies, prosecutors, courts, child protective services, victims, witnesses, the Department of Veterans Affairs, and the Office of Personnel Management.
DISCLOSURE: Disclosure of your SSN and other information is voluntary.

1. LOCATION: Detention Facility In Parwan
2. DATE (YYYYMMDD): 2012/02/22
3. TIME: 1640
4. FILE NUMBER: 0053-12-CID369-
5. LAST NAME, FIRST NAME, MIDDLE NAME: (b)(3), (b)(6), (b)(7)c
6. SSN: (b)(3), (b)(6), (b)(7)c
7. GRADE/STATUS: (b)(3), (b)(6), (b)(7)c
8. ORGANIZATION OR ADDRESS: 14th MI BN, 470th MI BDE

9. I, (b)(3), (b)(6), (b)(7)c, WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:
On 18 Feb 2012 at approximately 0920, (b)(3), (b)(6), (b)(7)c and myself, began our sweep on the DFIP Library. Our mission was to identify any radical ideology, or materials deemed inappropriate for detainee use. The team and I began at one end of the library and tried to work through one book case before moving on to the next. As we came across writing in the books we would ask either (b)(6), (b)(7)c to give a quick explanation of what was being written. If it was names and phone numbers we would take a picture of that page containing the writing. We would then set that book aside, to await further guidance on what should be done with that particular book. We also did the same for books that had been identified to us by our interpreters as extremist or radical ideology. We came across many books that had been altered so that contraband could be smuggled within the bindings. We also placed those books aside. My team and myself came across many messages written on loose papers hidden with the books. Those pieces of paper were given to our interpreters for a quick translation, if it was deemed as radical or extremist it was placed in a bag marked for things of intelligence interest, if it was deemed as trash we simply placed it in burn bag for later disposal. We continued this process until about 1930 that evening. At the end of business that day, we collected both bags of loose papers and the three cameras we were using and secured them in our main office within the DFIP. (b)(3), (b)(6), (b)(7)c docked the door to the Library.
On 19 Feb 2012, (b)(3), (b)(6), (b)(7)c and myself continued our mission within the Library. (b)(3), (b)(6), (b)(7)c had the day off that particular day. (b)(3), (b)(6), (b)(7)c and I began where we left off the day prior and continued in the same manner as the day before. Certain books were identified by (b)(6), (b)(7)c as being radical or extremist and once again we placed those books to the side.
On 20 Feb 2012, I didn't get into the Library until the afternoon, due to some appointments I had. On that day the CI team had additional help from TF Tarheel and TF Protector. We had a large work force that day so that we could get through all of those books. (b)(3), (b)(6), (b)(7)c was also assisting on this day. Toward the end of the work day we had gotten through all of the books, and had identified many books that should not have been in the Library. (b)(3), (b)(6), (b)(7)c made the recommendation that those books that were identified should be removed from the Library. I wasn't present when (b)(3), (b)(6), (b)(7)c informed (b)(3), (b)(6), (b)(7)c and whoever else of his recommendation. What I do know is that (b)(3), (b)(6), (b)(7)c spoke with (b)(6), (b)(7)c about the handling of these books. (b)(6), (b)(7)c told (b)(6), (b)(7)c that whoever is responsible for the handling of the books need to be extremely careful in the way they are handled. At the end of the day, which was around 1900-1930, the CI team left the Library. We had identified several books that needed to be taken out. Those books were placed in stacks near the Library door. (b)(3), (b)(6), (b)(7)c spoke with (b)(3), (b)(6), (b)(7)c who said that he would take care of the books from that point. (b)(3), (b)(6), (b)(7)c asked (b)(3), (b)(6), (b)(7)c if he needed any assistance (b)(3), (b)(6), (b)(7)c said no. (b)(3), (b)(6), (b)(7)c had coordinated for a truck to come and for the books to be loaded onto the truck. I was under the assumption that the books were to be stored in a Connex. I didn't not hear any talk of any materials being burnt.
Q.
A. (b)(3), (b)(6), (b)(7)c

10. EXHIBIT
11. INITIALS OF PERSON MAKING STATEMENT: (b)(3), (b)(6), (b)(7)c
PAGE 1 OF 2 PAGES

ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT OF \_\_\_\_\_ TAKEN AT \_\_\_\_\_ DATED \_\_\_\_\_
THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE INDICATED.

STATEMENT OF

(b)(3), (b)(6), (b)(7)c

TAKEN AT TIG-CI

DATED 2012/02/22

9. STATEMENT (Continued)

Q. Did you type the above narrative? (b)(3), (b)(6), (b)(7)c

A. Yes.

Q. What were the parameters of the search/sweep?

A. We were looking for any evidence that the books in the library were being used to facilitate communication between the detainees and the outside world. And any type of radical extremist ideologies within the books. Initially, we were just looking for evidence of communication, but then expanded the search once we observed that many of the books had been used or tampered with in order to hold pens, hold paraphernalia or contraband, etc.

Q. Once you identified the books, who made the determination that the books were to be removed?

A. I don't know who made the final determination, I just know that the books were identified and then (b)(3), (b)(6), (b)(7)c made his recommendations.

Q. Who did he make the recommendations to?

A. I'm not quite sure who he talked to in regard to the TF, but I know he talked to (b)(3), (b)(6), (b)(7)c I stayed in the library.

Q. Did anyone from TIG-CI remove any of the books or did they identify the books for removal?

A. No one from TIG-CI removed any of the books. We identified the books through the linguists which were deemed inappropriate, and set them aside.

Q. Who were the linguists?

A. (b)(6), (b)(7)c

Q. What was your understanding as to what was to happen to the books?

A. (b)(3), (b)(6), (b)(7)c made the recommendation that they would be removed, but I assumed the books would be stored somehow for further exploitation. I had no idea the books were going to be disposed of.

Q. Do you have anything further you wish to add to this statement?

A. Yes, no one from my team talked of any type of disposal of these materials, only the recommendation from our Chief to have the books removed from the library based on the conversations he had with our linguists on the proper handling of those materials.

Q. Do you have anything further to add to this statement?

A. No. ///END OF STATEMENT/// (b)(3), (b)(6), (b)(7)c

AFFIDAVIT

I, (b)(3), (b)(6), (b)(7)c, HAVE READ OR HAVE HAD READ TO ME THIS STATEMENT WHICH BEGINS ON PAGE 1, AND ENDS ON PAGE 2. I FULLY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CORRECTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE CONTAINING THE STATEMENT. I HAVE MADE THIS STATEMENT FREELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT OF PUNISHMENT, AND WITHOUT COERCION, UNLAWFUL INFLUENCE OR INDUCEMENT.

(b)(3), (b)(6), (b)(7)c

(Person Making Statement)

WITNESSES:

Subscribed and sworn to before me, a person authorized by law to administer oaths, this 22nd day of February, 2012 at TIG-CI, DFIP, CSH, BAF

(b)(3), (b)(6), (b)(7)c

(Signature)

(b)(3), (b)(6), (b)(7)c

(Typed Name of Person Administering Oath)

10 USC 936

(Authority To Administer Oaths)

\_\_\_\_\_  
\_\_\_\_\_  
ORGANIZATION OR ADDRESS  
\_\_\_\_\_  
\_\_\_\_\_  
ORGANIZATION OR ADDRESS

INITIALS OF PERSON MAKING STATEMENT

(b)(3), (b)(6), (b)(7)c

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4 March 2012, 0954 hours

Interview of

(b)(3), (b)(6), (b)(7)c

[At 0956 hours, BG Watson advised (b)(3), (b)(6), (b)(7)c of his UCMJ, Article 31 rights for possible violations of UCMJ Article 92, dereliction of duty. At 0958 hours, (b)(3), (b)(6), (b)(7)c waived his right to counsel and agreed to make a statement.]

[At 0959 hours, BG Watson administered the oath to (b)(3), (b)(6), (b)(7)c]

(b)(3), (b)(6), (b)(7)c

**.S. Army, first being duly sworn, did testify in substance as follows:**

I am (b)(3), (b)(6), (b)(7)c I am assigned to HHC [Headquarters and Headquarters Company], 14th MI [Military Intelligence] battalion, 470th MI brigade. I am part of the TIG [Theater Intelligence Team] CI [counterintelligence] team. I have worked in that position since I arrived in Afghanistan on 18 January 2012. I have been a Special Agent since I joined the military in 2001. I've been part of 14th since last February, but as far as TIG CI, I've only been part of that team since 18 January.

I know that the team had been looking into (b)(6), (b)(7)c prior to me coming down. When (b)(3), (b)(6), (b)(7)c (b)(3), (b)(6), (b)(7)c and I arrived, the team had already been working the issue and looking into the (b)(6), (b)(7)c I believe they started talking about doing the search of the library probably about a week into my deployment; I can't remember exactly when though. We had suspicions that the (b)(6), (b)(7)c was using his position as the librarian to facilitate communication between the detainees and moving messages to both the internal and outside communities. There was concern about the security risks that could arise from the detainees using the books to communicate. (b)(3), (b)(6), (b)(7)c was pulling the operation together and working closely with (b)(3), (b)(6), (b)(7)c He laid it out to us to look through the books to see if we could find proof that the (b)(6), (b)(7)c was using the books to pass messages to the outside and to the detainees. He knew that I had some exploitation experience from past deployments, so he asked (b)(3), (b)(6), (b)(7)c and I to be part of the team to search the books. There were going to be two teams: the first team was going to be me, (b)(3), (b)(6), (b)(7)c the other team. (b)(3), (b)(6), (b)(7)c and some other people from the S2 [staff intelligence]. Each team would be about three people or so. One person would look through the book, another would take pictures, and the third would put the book back in the exact condition we found it in. The original intent was for the (b)(6), (b)(7)c not to know that the search had been conducted.

The search was originally scheduled for a week prior to 18 February. That didn't happen because we believed that someone tipped off the (b)(6), (b)(7)c and his pattern of life changed quite a bit. He wasn't supposed to be present at work the day of the search or even in the DFIP [Detention Facility in Parwan]. When I went into work though, we passed him in the hall on the way to the library. (b)(3), (b)(6), (b)(7)c told ops that he was there, and he was told that the (b)(6), (b)(7)c showed up that day to be part for a Shura that day. The search was rescheduled for 18 February.

Interview of [redacted] (b)(3), (b)(6), (b)(7)c  
4 March 2012 at 0954 hours

I didn't go into the library on the day the first search was scheduled. [redacted] (b)(3), (b)(6), (b)(7)c  
[redacted] (b)(3), (b)(6), (b)(7)c did do a recon of the library prior to the first search attempt. They went in just to see the layout of the library and just look and see how many books we would be dealing with so we would know how many people and how many days we would need to complete the operation. That is when they established the plan to have teams conduct the ops. After the first search didn't happen, the mission then became an overt search.

I was present on the first day of the search, all day, starting in the morning. I was also present for the entire day on the second day. On the third day, I had a medical appointment on main BAF, so I arrived at the library around 1330-1400 hours. I left the library around 1900-1930 hours that day.

On the first day, [redacted] (b)(3), (b)(6), (b)(7)c and myself went inside the library and were met by [redacted] (b)(3), (b)(6), (b)(7)c who opened the library for us. The [redacted] (b)(6), (b)(7)c was there when we went in and went in the library first, but I was told to tell him that he needed to leave. I told him he had to go and he stood outside the library area, but I told him he had to leave the area and he did. Our interpreter, [redacted] (b)(6), (b)(7)c was also with us that morning. [redacted] (b)(3), (b)(6), (b)(7)c was not participating in the search the first or second day, but she was there the third day. [redacted] (b)(6), (b)(7)c arrived in the morning, but I don't remember if he was there in the morning when we were, or if he came in later that day. [redacted] (b)(3), (b)(6), (b)(7)c and another gentleman, [redacted] (b)(3), (b)(6), (b)(7)c came in later that day.

We walked in, gloved up for our own protection and so the oil from our skin doesn't damage the books. We went in, and I had three cameras and started with the first book shelf as you walk in, to the left. We started from the top and took a stack of book to one of the tables and went through each book page-by-page. We were looking for anything that didn't belong, i.e., writing in the book, loose pieces of paper. If we found writing, we took pictures. If we found a note, we took a picture, and it went into what we called the intel bag. If it was just a blank piece of paper or a piece of string used to mark the page, we put it in a trash bag. If there was writing in the book or on a piece of paper, we would ask the interpreter what it said. If it was Arabic, and the interpreter couldn't read it, we would put it in the intel bag. When we were done, we put the book back. A few books were segregated, I put 6-10 books to the side because those were books that [redacted] (b)(6), (b)(7)c had identified as saying they probably shouldn't have those types of books because they talked about radicalism or communism or extremist ideologies. Some of the books did have English in the text such as CIA, KGB, and [redacted] (b)(6), (b)(7)c would tell me what the book was about. Since we didn't know what to do with those books, we just put them to side so we could ask someone later on what they wanted to do with them. We left around 1900-1930 that day. No written reports were composed that day. We secured both the intel and the trash bags in our office and gave [redacted] (b)(3), (b)(6), (b)(7)c a quick rundown about the books we had set to the side.

[redacted] (b)(3), (b)(6), (b)(7)c did stop by the library on the first day. I remember him walking in the catwalks above the library the first day. Sometime after that he came in and was talking to [redacted] (b)(3), (b)(6), (b)(7)c and [redacted] (b)(3), (b)(6), (b)(7)c I was further into the library and just saw him when I looked up, I did not talk to him. [redacted] (b)(3), (b)(6), (b)(7)c came into the library as I was leaving for lunch. He was walking [redacted] (b)(3), (b)(6), (b)(7)c in and introduced me to them.

4 March 2012 at 0954 hours

On the second day, (b)(3), (b)(6), (b)(7)c and I conducted the search because it was (b)(3), (b)(6), (b)(7)c down day. (b)(6), (b)(7)c were there, but I don't remember if they were there all day. I think one of them came in late or left early because he had an appointment. At least one interpreter was in the library during the day. (b)(6), (b)(7)c was in one of the middle sections looking through books (b)(3), (b)(6), (b)(7)c and I were still going through the books the way he had the day prior. (b)(6), (b)(7)c would look through the books and bring us books and tell us that a particular book should not be in the library because it would get their passion for jihad started up again; he put those books to the side. When (b)(3), (b)(6), (b)(7)c and I saw a book that had writing in it, we would take it and put it over on a little cart and (b)(6), (b)(7)c would go through all of those books page-by-page and tell us what they were: poetry, numbers and names, and whether or not we should take a picture of the text. Sometimes there would be numbers in the book that (b)(6), (b)(7)c said were marking pages or lines of the text. Some of it had no intel value and was not extremist in nature. We put about 20-30 books on the table by the end of the second day because we just didn't know what to do with them.

When we went into the library, we were handling all the books with respect because we didn't know what was what as far as being a religious text. (b)(3), (b)(6), (b)(7)c at one point, corrected (b)(3), (b)(6), (b)(7)c and told her she was holding a book upside down and told her to turn it the other way around because otherwise it could be considered disrespectful. We all then started holding the books in the manner that a person who read books from right to left would. I believe there were religious books, reference books, and educational books in the library. We didn't know which particular books were Qurans.

I can't recall if anyone visited the library on the second day while I was in the library. I'm pretty sure (b)(3), (b)(6), (b)(7)c popped in and checked on us. (b)(3), (b)(6), (b)(7)c did not come to the library while I was there on the second day. We stopped on the second day around 1400 to 1430 hours because we had a mission that night. When we got together for the mission that night around 2000 to 2030 hours, we didn't discuss the library search because we were doing another op. (b)(3), (b)(6), (b)(7)c did visit us to see if he could help on the second day, but we were just winding down.

On the third day, I arrived at the library sometime after 1330 to 1400 hours. When I got there, it was a full house. I went up in there and saw (b)(6), (b)(7)c and (b)(6), (b)(7)c the linguist. (b)(3), (b)(6), (b)(7)c and (b)(3), (b)(6), (b)(7)c were all there. (b)(3), (b)(6), (b)(7)c was there, but he didn't stay long. There were more books on the desk, and there were some books that were starting to be stacked on the floor. (b)(3), (b)(6), (b)(7)c were working toward the back of the library. The books back there were stacked like three rows deep, (b)(6), (b)(7)c was tucked back there with them. (b)(3), (b)(6), (b)(7)c was at a bookshelf next to me. Most of the books we were looking through were coming from the bookshelf to the right of us. The books on the floor seemed like they were coming from the shelves in the back. A lot of those books were already destroyed. We started finding pens in the bindings, they were duct taped together, or held together with water bottle labels. A lot of them were heavily written in. Those were the books that were being set on the floor. The pile that (b)(3), (b)(6), (b)(7)c had started of books that were not good to have for detainees is where these destroyed books were also being stacked. At his point, books that were non-serviceable were categorized to be put to the side. Books that were just heavily written in and had phone numbers

Interview of [redacted] (b)(3), (b)(6), (b)(7)c  
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and names in, we took a picture of those were also put to the side. Books with extremist or jihadist writing or having been written by an extremist nature were set to the side. When I came in, the process was already in place. I hadn't placed any books on the floor; I was still putting books on the table. I believe [redacted] (b)(3), (b)(6), (b)(7)c was saying to put particular books to the side so they could be put in storage to be examined later. We ended up taking all of those books to the entrance, by the door.

[redacted] (b)(3), (b)(6), (b)(7)c and I still had a pretty good system going on. At first we went page-by-page, but we then used a system to flip through the book in thirds. Other people were still searching page-by-page. If I saw something on the cover page or within the first flip, I wouldn't search it page-by-page. There were a lot of new books where the binding would crack because it had never been opened. We still searched those, but none of them were segregated. Some of the new books were even still wrapped in plastic. [redacted] (b)(6), (b)(7)c provided most of the guidance on the radical nature of the books. I can't accurately say how many books were stacked on the floor, against the wall, and books on the desk and next to the desk. They were 2 to 3 stacks deep and 10 stacks in length from the door outward. The books were pushed toward the door so you had to move around them to get out. [redacted] (b)(3), (b)(6), (b)(7)c was the person in charge of separating books to be removed in the afternoon on the third day. He received input from both [redacted] (b)(6), (b)(7)c but I would say that [redacted] (b)(6), (b)(7)c was the person predominately giving the guidance on which books should be removed, and [redacted] (b)(6), (b)(7)c was giving most of the guidance on how the books should be handled.

I believe that people were being respectful of the books. They were not being dropped on the floor or kicked around. The books were already in really bad condition, but we still treated them with respect. Even if it wasn't a religious book, it was still government property, so we handled them accordingly. Other than being told how to hold the book earlier during the search, we did not receive any guidance from the interpreters. On one occasion, [redacted] (b)(3), (b)(6), (b)(7)c was told not to tap the book on the floor to get the dirt to fall off it. [redacted] (b)(6), (b)(7)c told him to tap the book on the table. None of the linguists expressed any feelings or were visibly upset about the way the books were being handled or that some books were separated to be removed from the library. The linguists did say that the detainees weren't supposed to be writing in them and that the detainees were disrespecting their own books by writing in them. The linguists would have said something if they thought we were treating the books in a disrespectful manner.

[redacted] (b)(3), (b)(6), (b)(7)c did say the books should go into storage, into boxes and into a container [redacted] (b)(3), (b)(6), (b)(7)c and [redacted] (b)(3), (b)(6), (b)(7)c discussed getting a truck over to get the books into storage. I did not hear any discussion about the books going to the burn pit, or any talk about burning the books. Toward the end of the night around 1900 hours, he even asked [redacted] (b)(3), (b)(6), (b)(7)c if they needed assistance loading the books to put them into storage, and [redacted] (b)(3), (b)(6), (b)(7)c said everything was taken care of. I believe [redacted] (b)(3), (b)(6), (b)(7)c also spoke to [redacted] (b)(3), (b)(6), (b)(7)c about putting the books in storage, but I wasn't privy to that conversation. I believed the books were going into storage both because of the intelligence value and because some of the books were religious in nature.

[redacted] (b)(6), (b)(7)c had a conversation with [redacted] (b)(3), (b)(6), (b)(7)c about how to handle the books for loading and transporting the books on the trucks, but I didn't hear any conversation about not doing anything

Interview of (b)(3), (b)(6), (b)(7)c  
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in front of the ANA. We knew the op was going to be time consuming and tedious, and we were ready to be finished on the third day, but there was no discussion about having to hurry to get the op done.

[Interview terminated at 1105 hours.]